

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,203

IN THE MATTER OF:

Served March 6, 2008

Application of SALAHEDIN MOHAMED)
HAMAD, Trading as NASRIN MEDICAL)
TRANSPORTATION, for Voluntary)
Termination of Certificate No. 686)

Case No. AP-2008-009

SALAHEDIN MOHAMED HAMAD, Trading as)
NASRIN MEDICAL TRANSPORTATION,)
Suspension and Investigation of)
Revocation of Certificate No. 686)

Case No. MP-2008-018

Certificate No. 686 was automatically suspended on January 15, 2008, pursuant to Regulation No. 58-02, for the willful failure of Salahedin Mohamed Hamad, t/a Nasrin Medical Transportation, (Hamad), to maintain on file with the Commission proof of \$1.5 million in combined-single-limit, motor vehicle liability insurance.

That same day, the Commission served notice on Hamad in Order No. 11,080, that Certificate No. 686 would be subject to revocation if Hamad failed to file the necessary insurance endorsement(s) and pay a \$50 late fee within thirty days. Hamad also was directed to file a new tariff because his preexisting tariff was no longer effective. Instead of complying with the order, Hamad filed an application on January 18, 2008, for voluntary termination of Certificate No. 686.

The Commission may terminate a certificate of authority under Title II of the Compact, Article XI, Section 10(b), upon application by the holder. The Commission will not approve such an application, however, if the carrier is not in good standing.¹

Hamad is not in good standing for having failed to pay the \$50 late fee.² Hamad also is not in good standing because he has yet to pay the \$150 annual fee for 2008 and file his 2008 annual return, both of which became due January 1, 2008, under Regulation Nos. 60-01 and 67-02. Hamad's application states that he paid the outstanding annual fee, but the Commission has no record of payment. The Commission also has no record of Hamad filing his 2008 annual report.

Because Hamad is not in good standing, we shall deny the application for voluntary termination.³ Because Hamad is not in

¹ In re Avery Transp., LLC, AP-07-008, Order No. 10,319 (Mar. 9, 2007).

² See *id.* (same).

³ See *id.* (denying voluntary termination because late fee and annual fee not paid); In re Coach One, Inc., AP-07-018, Order No. 10,276 (Feb. 8, 2007)

compliance with Commission Regulation No. 58 and has discontinued operating, we shall revoke Certificate No. 686 pursuant to Article XI, Section 10(c), of the Compact.⁴

Because this matter was ripe for decision prior to February 1, 2008, the \$200 in late fees under Regulation No. 67-03(a) & (b) shall be waived pursuant to Rule No. 29,⁵ provided that within thirty days Hamad pays the 2008 annual fee and files his 2008 annual report. Otherwise, the annual report and fee for 2008, and associated late fees under Regulation No. 67-03, shall remain due.⁶ No further extensions shall be granted. The \$50 insurance late fee shall remain due in either event.

THEREFORE, IT IS ORDERED:

1. That Case Nos. AP-08-009 and MP-08-018 are hereby consolidated pursuant to Commission Rule No. 20-02.

2. That the application of Salahedin Mohamed Hamad, trading as Nasrin Medical Transportation, for voluntary termination of Certificate No. 686 is hereby denied.

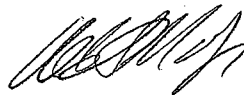
3. That Certificate of Authority No. 686 is hereby revoked.

4. That within 30 days from the date of this order Salahedin Mohamed Hamad, t/a Nasrin Medical Transportation, shall:

- a. remove from his vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
- b. file a notarized affidavit with the Commission verifying compliance with the preceding requirement; and
- c. surrender Certificate No. 686 to the Commission.

5. That applicant/respondent shall have thirty days to pay the \$150 fee for 2008 and file the annual report for 2008 without incurring late fees under Regulation No. 67-03.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

(denying voluntary termination because annual fee not paid and annual report not filed).

⁴ See *In re Coach One, Inc.*, MP-07-097, Order No. 10,492 (May 17, 2007) (same).

⁵ Cf., *In re Noral Harvey, t/a Harvey's Medivan Services*, No. MP-07-249, Order No. 11,142 (Feb. 6, 2008) (waiving annual fee & report in proceeding that was ripe for decision prior to January 1).

⁶ See *In re Precious Care Inc.*, No. MP-07-278, Order No. 11,169 (Feb. 26, 2008) (same).